

# PROCLAMATION

BY THE

Governor of the State of Texas

41-2563

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14 of the Texas Constitution, I, Ann W. Richards, Governor of Texas, do hereby veto H.B. 2511 because of the following objections:


This bill would amend the Administrative Procedure and Texas Register Act to limit persons who have standing in administrative hearings and judicial appeals of those hearings. State agencies could be a party in hearings only if required or permitted to participate. On appeal, a person would be required to "allege and demonstrate that he has suffered specific, adverse injury or damage other than merely as a member of the general public."

The second limitation is more troubling. The effect is to deny the participation of citizen groups and public interest advocates in the judicial process. In addition, the bill appears to require a showing of injury already suffered in the past as a basis of establishing a justiciable interest. Since many licensing and permitting actions deal with the question of possible future harm if the license or permit is granted, this provision would virtually eliminate appeals in many administrative hearings.

The Secretary of State will take notice of this action and will notify the members of the Legislature.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 19 day of June, 1993.

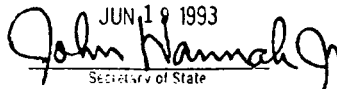


  
Ann W. Richards  
Governor of Texas

SECRETARY OF STATE

7:30 p.m. 1993

JUN 19 1993

  
John Hannah  
Secretary of State